

DEC 18 2001

Customer No. 22,852

In re Application of:

Valérie de la Poterie and Bertrand Piot

Group Art Unit: 1615

Application No.: 09/598,637

Examiner: P. McQueeney

Filed: June 21, 2000

For: MASCARA COMPRISING A  
POLYMER DISPERSED IN A  
LIQUID FATTY PHASE

Assistant Commissioner for Patents  
Washington, DC 20231

**Sir:**

**RESPONSE UNDER 37 C.F.R. § 1.111**

In reply to the Office Action dated August 14, 2001, the period for response which has been extended by the accompanying petition and fee, Applicants respectfully request reconsideration of the application in view of the following remarks.

## REMARKS

## I. Status of the Claims

Claims 1-31 are pending in this application. No claims have been cancelled or amended by this response

## II. Rejection Under 35 U.S.C. § 102(e)

The Office has rejected claims 1-31 under 35 U.S.C. § 102(e) as being anticipated by US 5,945,095 to Mougín *et al.* (the '095 reference). The Office contends that this reference discloses “a cosmetic composition comprising a non-aqueous

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